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DATE: April 27, 2005

PTO IDENTIFIER: Application Number 09/904,756  
Patent Number 6,750,199

Inventor: William V. Curran

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (703) 872-9306

FROM: DARBY &amp; DARBY P.C.

Jeffrey C. Pepe

PHONE: (206) 262-8900

Attorney Dkt #: 20343/1202369-US3

PAGES (Including Cover Sheet): 11

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Statement under 37 CFR 3.73(b) (1 page)  
Copy of Assignments (7 pages)

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P.O. Box 5257, New York, New York 10150-5257

Telephone: (212) 527-7700 Facsimile: (212) 527-7701

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PTO/SB/97 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Application No. (if known): 09/904,756

Attorney Docket No.: 20343/1202369-US3

## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on April 27, 2005  
Date



Signature

Linda Povinelli

Typed or printed name of person signing Certificate

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Revocation of Power of Attorney or Authorization of Agent (1 page)  
Statement under 37 CFR 3.73(b) (1 page)  
Copy of Assignments (7 pages)

PTO/SB/82 (08-04)

Approved for use through 11/30/2005. OMB 0851-0035

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<b>REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS</b>	Patent Number	6,750,199
	Issue Date	June 15, 2004
	First Named Inventor	William V. Curran
	Art Unit	
	Examiner Name	
	Attorney Docket Number	20343/1202369-US3 (424C1)

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number: 
☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with  
Customer Number:

OR

☐ Firm or  
Individual Name

DARBY &amp; DARBY P.C.

Address

City

Country

State

Zip

Telephone

Fax

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
**SIGNATURE of Applicant or Assignee of Record**

Signature



Name

Richard Coulson, VP, Micrologix Biotech Inc.

Date

Telephone

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐
\*Total of  forms are submitted.

PTO/SB/96 (08-00)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: William V. Curran et al.Application No./Patent No.: 09/904,756Filed/Issue Date: July 13, 2001Entitled: Antimicrobial Sulfonimide Derivative of Lipopeptide AntibioticsMicrologix Biotech Inc.

(Name of Assignee)

a

corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: William V. Curran et al.To: Biosource Pharm, Inc.

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached

2. From: Biosource Pharm, Inc.To: Intrabiotics Pharmaceuticals, Inc.

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached

3. From: Intrabiotics Pharmaceuticals, Inc.To: Micrologix Biotech Inc.

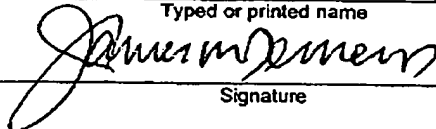
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☒ Copies of assignments or other documents in the chain of title noted in B above are attached.**[NOTE:** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

16 September 2002  
DateJames M. DeMesa, M.D., MBA

Typed or printed name



Signature

President and CEO

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

299811 [09-14-01]

**COPY****ASSIGNMENT**

WHEREAS, we, **William V. Curran**, having the mailing address of 27 Harding Street, Pearl River, New York 10965, **Richard A. Leese**, having the mailing address of 7 Marget Ann Lane, Suffern, New York 10901, **Howard Jarolmen**, having the mailing address of 26-07 Merritt Place, Fair Lawn, New Jersey 07410 and **Donald B. Borders**, having the mailing address of 13 Heatherhill Lane, Suffern, New York 10901 (hereinafter referred to as **ASSIGNORS**), are the joint inventors of an invention entitled "ANTIMICROBIAL SULFONIMIDE DERIVATIVES OF LIPOPEPTIDE ANTIBIOTICS," as described and claimed in the specification for which an application for United States letters patent was filed on July 13, 2001 and assigned Application No. 09/904,756. This application is a continuation-in-part of U.S. Patent Application No. 09/760,328, filed January 12, 2001, which claims the benefit of Provisional Application No. 60/219,059, filed on July 17, 2000 and Provisional Application No. 60/220,950, filed July 26, 2000.

WHEREAS, BioSource Pharm, Inc. (hereinafter referred to as **ASSIGNEE**), a corporation of the State of New York having a place of business at 135 Route 59 East, Spring Valley, New York 10977 is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, **ASSIGNORS** hereby sell, assign and transfer unto said **ASSIGNEE** the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of **ASSIGNEE** and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by **ASSIGNEE** and its successors and assigns as fully and entirely as the same would have been held and enjoyed by **ASSIGNORS** had this assignment, transfer and sale not been made. **ASSIGNORS** hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to **ASSIGNEE**. **ASSIGNORS** agree to execute all instruments and documents required for the making and prosecution of applications for United

Application No. 09/904,756

States and foreign letters patent on said invention, for litigation regarding letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

Date 7/16/02 William V. Curran  
William V. Curran  
State of New York )  
County of Rockland ) ss.

I certify that I know or have satisfactory evidence that William V. Curran is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

ESTRELLA C. BAZLEN  
Notary Public, State of New York  
4622290  
Qualified in Rockland County  
Commission Expires 10/31/02

Dated July 16, 2002  
Signature of Estrella C. Bazlen  
Notary Public  
Printed Name ESTRELLA C. BAZLEN  
My appointment expires 10/31/2002

Date July 17, 2002 Richard A. Leese  
Richard A. Leese  
State of New York )  
County of Rockland ) ss.

I certify that I know or have satisfactory evidence that Richard A. Leese is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

ESTRELLA C. BAZLEN  
Notary Public, State of New York  
4622290  
Qualified in Rockland County  
Commission Expires 10/31/02

Dated July 17, 2002  
Signature of Estrella C. Bazlen  
Notary Public  
Printed Name ESTRELLA C. BAZLEN  
My appointment expires 10/31/2002

Application No. 09/904,756

Date 7/17/02State of New JerseyCounty of BergenSignature of Howard Jarolmen  
Howard Jarolmen

ss.

I certify that I know or have satisfactory evidence that Howard Jarolmen is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

ESTRELLA C. BAZLEN  
Notary Public, State of New York  
4622290  
Qualified in Rockland County  
10/31/02

Dated July 17, 2002Signature of Estrella C. Bazlen  
Notary PublicPrinted Name ESTRELLA C. BAZLENMy appointment expires 10/31/2002Date July 17, 2002State of New YorkCounty of RocklandSignature of Donald B. Borders  
Donald B. Borders

ss.

I certify that I know or have satisfactory evidence that Donald B. Borders is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

ESTRELLA C. BAZLEN  
Notary Public, State of New York  
4622290  
Qualified in Rockland County  
Commission Expires 10/31/02

Dated July 17, 2002Signature of Estrella C. Bazlen  
Notary PublicPrinted Name ESTRELLA C. BAZLENMy appointment expires 10/31/2002

(JCP:Imp)

298035

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3 of 3

**COPY****ASSIGNMENT**

WHEREAS, BioSource Pharm, Inc. (hereinafter referred to as ASSIGNOR), a corporation of the State of New York having a place of business at 135 Route 59 East, Spring Valley, New York 10977, is the owner of record of an invention entitled "ANTIMICROBIAL SULFONIMIDE DERIVATIVES OF LIPOPEPTIDE ANTIBIOTICS," as described and claimed in the specification for which an application for United States letters patent was filed on July 13, 2001 and assigned Application No. 09/904,756. This application is a continuation-in-part of U.S. Patent Application No. 09/760,328, filed January 12, 2001, which claims the benefit of Provisional Application No. 60/219,059, filed on July 17, 2000 and Provisional Application No. 60/220,950, filed July 26, 2000; and is desirous of assigning to the Assignee its right title and interest in the invention;

WHEREAS, IntraBiotics Pharmaceuticals, Inc. (hereinafter referred to as ASSIGNEE), a corporation of the State of Delaware, having a place of business at 1245 Terra Bella Avenue, Mountain View, California 94043, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefore in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby sells, assigns and transfers unto said ASSIGNEE the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNOR had this assignment, transfer and sale not been made. ASSIGNOR hereby authorizes and requests that any and all letters patent on said invention be issued to ASSIGNEE. ASSIGNOR agrees to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for



U.S. : at Application No. 09/904,756

litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

BIOSOURCE PHARM, INC.

July 19, 2002  
Date

By

Donald B. Borders  
Donald B. Borders, Ph.D.  
Its President

State of New York )

ss.

County of Rockland )

I certify that I know or have satisfactory evidence that Donald B. Borders is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument, and acknowledged it as the President of BioSource Pharm, Inc. to be the free and voluntary act of said corporation for the uses and purposes mentioned in the instrument.

ESTRELLA C. BAZLEN  
Notary Public, State of New York  
4622290  
Qualified in Rockland County  
Commission Expires 10/31/02

Dated July 19, 2002  
Signature of Estrella C. Bazlen  
Notary Public  
Printed Name ESTRELLA C. BAZLEN  
My appointment expires 10/31/2002

INTRABIOTICS PHARMACEUTICALS, INC.

8-12-02  
Date

By

Ernest Mario, Ph.D. Henry Fuchs, MD  
Its Chairman and CEO President and COO

State of California )

ss.

County of Santa Clara )

I certify that I know or have satisfactory evidence that Ernest Mario is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument, and acknowledged it as the Chairman and CEO of IntraBiotics Pharmaceuticals, Inc. to be the free and voluntary act of said corporation for the uses and purposes mentioned in the instrument.



Dated 8/12/02  
Signature of Marcia L. Peterson  
Notary Public  
Printed Name Marcia L. Peterson  
My appointment expires April 14, 2004

(JCP:imp)

298072

660081.424C1

2 of 2

**COPY****ASSIGNMENT**

WHEREAS, **IntraBiotics Pharmaceuticals, Inc.** (hereinafter referred to as ASSIGNOR), a corporation of the State of Delaware, having a place of business at 1245 Terra Bella Avenue, Mountain View, California 94043, is the owner of record of an invention entitled "ANTIMICROBIAL SULFONIMIDE DERIVATIVES OF LIPOPEPTIDE ANTIBIOTICS," as described and claimed in the specification for which an application for United States letters patent was filed on July 13, 2001 and assigned Application No. 09/904,756. This application is a continuation-in-part of U.S. Patent Application No. 09/760,328, filed January 12, 2001, which claims the benefit of Provisional Application No. 60/219,059, filed on July 17, 2000 and Provisional Application No. 60/220,950, filed July 26, 2000; and is desirous of assigning to the Assignee its right title and interest in the invention;

WHEREAS, **Micrologix Biotech Inc.** (hereinafter referred to as ASSIGNEE), a corporation of the Province of British Columbia, in the country of Canada, having a place of business at 3650 Wesbrook Mall, Vancouver, British Columbia V6S 2L2, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefore in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby sells, assigns and transfers unto said ASSIGNEE the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNOR had this assignment, transfer and sale not been made. ASSIGNOR hereby authorizes and requests that any and all letters patent on said invention be issued to ASSIGNEE. ASSIGNOR agrees to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for

U.S. Patent Application No. 09/904,756

litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

INTRABIOTICS PHARMACEUTICALS, INC.

8-12-02  
Date

By

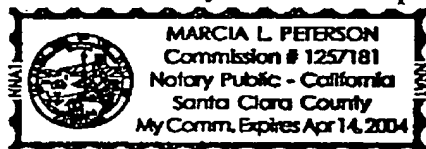
Henry J. Fuchs  
Henry J. Fuchs, M.D.  
Its President and Chief Operating Officer

State of California )

ss.

County of Santa Clara )

I certify that I know or have satisfactory evidence that Henry J. Fuchs is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument, and acknowledged it as the President and Chief Operating Officer of IntraBiotics Pharmaceuticals, Inc. to be the free and voluntary act of said corporation for the uses and purposes mentioned in the instrument.

Dated 8/12/02

Signature of

Notary Public

Printed Name

My appointment expires

Marcia L. PetersonApril 14, 2004

MICROLOGIX BIOTECH INC.

September 16, 2002  
Date

By

James M. DeMesa  
James M. DeMesa, M.D., MBA  
Its President and CEO

Province of British Columbia )

ss.

Country of Canada )

I certify that I know or have satisfactory evidence that James M. DeMesa is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument, and acknowledged it as the President and CEO of Micrologix Biotech Inc. to be the free and voluntary act of said corporation for the uses and purposes mentioned in the instrument.

Dated

Signature of

Notary Public

Printed Name

My appointment expires

September 16, 2002GERRIT J. TE HENNEPE

NOTARY PUBLIC

203 - 4545 WEST 10TH AVENUE  
VANCOUVER, B.C. V6R 4N2

(JCP:lmj)

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2 of 2